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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

NATIONAL COALITION FOR
MEN *et al.*,

Plaintiffs,

v.

SELECTIVE SERVICE SYSTEM
et al.,

Defendants.

Case No: 13-cv-2391 DSF (MANx)

STIPULATION TO AMEND BRIEFING
SCHEDULE FOR DEFENDANTS'
MOTION TO DISMISS

1 To provide both parties adequate time to complete briefing on defendants’
2 motion to dismiss, the parties hereby stipulate to and respectfully request the
3 Court’s approval of the items agreed upon below.

4 STIPULATION

5 It is hereby stipulated and agreed between plaintiffs the National Coalition
6 for Men and James Lesmeister and defendants the Selective Service System and
7 Lawrence G. Romo in his official capacity as Director of the Selective Service
8 System (collectively, “the Government”), by and through their counsel of record,
9 as follows:

10 1. Plaintiffs filed their initial Complaint in this action on or about April
11 4, 2013 (ECF No. 1).

12 2. On July 29, 2013, the Court dismissed the action as unripe (ECF No.
13 20).

14 3. Plaintiffs appealed the Court’s order. On February 19, 2016, the
15 Ninth Circuit reversed and remanded for further proceedings. The mandate was
16 issued on March 15, 2016 (ECF No. 28).

17 4. On May 19, 2016, the Court ordered defendants to file its response to
18 plaintiffs’ Complaint by June 13, 2016 (ECF No. 31). The parties stipulated to,
19 and the Court approved, an extension of time for the Government to respond to
20 plaintiffs’ Complaint by August 5, 2016 (ECF Nos. 32, 33).

21 5. The Government timely filed a motion to dismiss plaintiffs’ action on
22 August 5, 2016 (ECF No. 34).

23 6. At plaintiffs’ request, to provide plaintiffs more time to respond to the
24 motion and to avoid scheduling conflicts for counsel for the Government in the
25 month of September, the Government noticed the motion for hearing on October
26 24, 2016. It did so on the understanding that the parties would stipulate to a
27 briefing schedule that would afford the Government more than one week to
28

1 prepare their reply to plaintiffs' opposition.

2 7. Accordingly, the parties have stipulated to the following briefing
3 schedule for the opposition and reply:

- 4 • Plaintiffs will file their opposition to the Government's motion to
5 dismiss by no later than **September 26, 2016.**
- 6 • The Government will file its reply by no later than **October 7, 2016.**

7 8. The above schedule will still leave more than two weeks between the
8 filing of the reply and the noticed hearing date of October 26.

9 9. In addition, the parties agree that going forward, the Government will
10 serve plaintiffs all pleadings and filings it makes in this case via e-mail, in addition
11 to and separate from service by ECF.

12 IT IS SO STIPULATED.

13
14 Dated: August 5, 2016

BENJAMIN C. MIZER
Principal Deputy Assistant Attorney General

EILEEN M. DECKER
United States Attorney

18 ANTHONY J. COPPOLINO
19 Deputy Branch Director

20 /s/ Lynn Y. Lee
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12 DECLARATION PURSUANT TO CIV. L.R. 5-4.3.4

13 I, Lynn Y. Lee, declare that I have obtained the concurrence in the filing of
14 this Stipulation from Marc Angelucci, counsel for plaintiff in this matter.

15 I declare under penalty of perjury that the foregoing is true and correct.

16 Executed on August 5, 2016.

17 /s/ Lynn Y. Lee
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